



State of Arkansas  
Department of Finance  
And Administration

**Administrative License Suspension (ALS)**

**Omnibus DWI/BWI Law Official Driver License Receipt  
And Notice of Suspension/Revocation or Disqualification  
of Driving Privilege**

**DRIVER CONTROL USE ONLY**

DWI ☒ REF ☐ DRUGS ☐ DENIED ☐  
DUI ☐ DUI REF ☐  
CMV DUI ☐ CMV DRU ☐ CMV REF ☐  
BWI ☐ REF ☐ BUI ☐ BUI REF ☐  
DISQ. 1 YEAR ☐ LIFETIME ☐  
ENTERED ☐ VERIFIED ☐

All information on the front and back of this form is a sworn statement as required under §5-65-102 and §5-65-401

Driver Last Name, First, Middle, <b>Branch, Tommy, Danell</b>		Date of Arrest <b>09/20/20</b>	Time <b>0314</b>	A.M. <input checked="" type="checkbox"/> P.M. <input type="checkbox"/>
Mailing Address <b>3719 Ludwig St</b>		City and County of Arrest <b>LR, Pulaski</b>		
City <b>LR</b>	Arkansas Driver License Number <b>915223090</b>		License Class <b>D</b>	
State <b>AR</b>	Zip <b>72204</b>	Out-of-State Driver License Number	State	License Class
Date of Birth <b>05/03/73</b>	Race <b>B</b>	Sex <b>M</b>	Height <b>6-00</b>	Vehicle Tag Number <b>NBR 4329</b>
				Vehicle Class <b>NC</b>

This is official notice that the suspension, revocation or disqualification of your driving privilege will begin at midnight of the 30th day from the date of arrest. You have the right to an administrative hearing to contest the revocation, suspension or disqualification of your driving privilege within twenty (20) days from your request for hearing. You must request a hearing within seven (7) calendar days of this notice being given or your request for an administrative hearing to contest will be denied. The attached request for hearing form contains additional instructions. Your vehicle registrations will be suspended if you are charged with a second or subsequent alcohol or drug offense within five years of the first. If you hold a commercial driver license your commercial privilege will be disqualified, whether you are in a commercial vehicle or a non-commercial vehicle at the time of arrest.

The officer is required by law to take all license certificates in your possession and, if you have a valid license, issue a temporary license effective for thirty (30) days. You are required to surrender your driver's license if you have it with you. This document is your receipt for the license surrendered.

☒ Yes ☐ No Driver license, permit, or other evidence of driving privilege surrendered and forwarded with this report.

**Temporary Driver's License – Issued** Yes ☒ (Complete license information below)

This document is a temporary driver's license and must be carried with you when driving. This temporary license expires at midnight, 30 days from the date of arrest.

Issue Date: **09/20/20** Class: **D** End: **None** Rest.: **B** Organ Donor: ☐ Yes ☐ No

**No temporary license issued check reason below:**

☐ Expired ☐ Suspended ☐ Revoked ☐ No driver license ☐ Other: \_\_\_\_\_

By this Notice I am advised that if I am intoxicated or if a chemical test indicates an alcohol concentration of eight-hundredths of one percent (0.08%) or more for DWI/BWI offenses, four-hundredths of one percent for CDL offenses (0.04%) or two-hundredths of one percent for Underage DUI/BUI offenses (0.02% through 0.07%) or the presence of other intoxicating substances or combination of substances, my privileges to drive will be revoked, suspended, disqualified or denied as provided for by Arkansas Code Annotated §5-65-104 for DWI/BWI, §27-23-112 for CDL, or §5-65-304 for Underage DUI/BUI, and if I refuse to submit to the test or tests, my driving privilege will be revoked, suspended, disqualified or denied as a result of the refusal.

Signature of Driver

Date

Law enforcement officer must give a copy of this notice to each person arrested for violating this law even if the person does not have a valid driver license or if he or she refuse to sign or is unable to sign.

☐ Refused to sign ☐ Unable to sign

**Arresting officer must check the applicable boxes**

<input checked="" type="checkbox"/> DWI ALC § 5-65-103	<input type="checkbox"/> DUI UNDERAGE § 5-65-303	<input type="checkbox"/> CMV DWI § 27-23-112	<input type="checkbox"/> BWI ALC § 5-65-103	<input type="checkbox"/> BUI UNDERAGE § 5-65-303
<input type="checkbox"/> DWI DRUGS § 5-65-103	<input type="checkbox"/> DUI REFUSAL § 5-65-310	<input type="checkbox"/> CMV DWI/DRUGS § 27-23-112	<input type="checkbox"/> BWI DRUGS § 5-65-103	<input type="checkbox"/> BUI REFUSAL § 5-65-310
<input type="checkbox"/> DWI REFUSAL § 5-65-205		<input type="checkbox"/> CMV REFUSAL § 27-23-112	<input type="checkbox"/> BWI REFUSAL § 5-65-205	
<input type="checkbox"/> TRANSPORTING HAZARDOUS MATERIALS § 27-23-112				

**White Copy to:**  
**Driver Control**  
P.O. Box 8078  
1900 W. 7th, Room 1070  
Little Rock, AR 72203  
(501) 682-7212



1. On the 20 day of September, 2020 at or near 0320 the arrested person named on the reverse side had been driving or operating, or was in actual physical control while intoxicated, or while the person's blood alcohol concentration (BAC) was 0.08 % or more DWI/BWI, 0.04 % CDL, or 0.02 % through 0.07 % Underage DUI/BUI, in a motor vehicle/motorboat or refused to submit to chemical test(s).

2. Type of Vehicle being operated: ☒ Non commercial ☐ Commercial vehicle  
☐ Motorboat ☐ Hazardous materials

3. Reason for initial contact:

- ☒ Vehicle stopped by officer for violation of traffic law (describe) careless driving  
☐ Accident  
☐ Vehicle already stopped (describe)  
☐ Other (describe)

4. Reasonable grounds that person was operating or in actual physical control of a motor vehicle or motorboat:

- ☒ Saw person ☐ Person admitted ☐ Keys in ignition ☐ Motor running ☐ Person behind the wheel  
☐ Other (describe)

5. Reasonable grounds that person was intoxicated:

- ☒ Odor of intoxicants ☐ Bloodshot eyes ☐ Watery eyes ☒ Portable breath result: 0.16  
☒ Manner of driving ☐ Other

Speech was:

- ☒ Slurred ☐ Incoherent ☐ Normal ☐ Other

Balance was:

- ☒ Swaying ☐ Wobbling ☐ Falling ☒ Sagging Knees ☐ Normal ☐ Other

Attitude (describe)

Field sobriety test given: ☐ HGN ☐ One Leg Stand ☐ Nine Step Walk & Turn ☐ Other ☒ None Given

Results:

6. Other pertinent information:

7. The person's intoxication was the result of:

- ☒ Alcohol ☐ Controlled Substance  
☐ Other (describe):

8. The person was requested to submit to a chemical test of his or her breath for the purpose of determining alcohol content and upon being offered the chemical test of his or her breath:

- ☐ The person was informed of his or her rights.  
☐ The person provided a breath sample that resulted in a test result of 0. 18 %.  
Time of test 0413 A.M. / P.M.

The test was administered in accordance with the requirements and regulations of Arkansas Department of Health.

The certified breath test operator was: Name Anthony Worn  
Operator Certification No.: 87217 Instrument Serial No.: 010713

A test was performed on the driver's: ☒ breath ☐ blood ☐ urine ☐ saliva

The results are: ☐ included ☐ and/or pending

OR

☐ Refused to submit to the chemical test and was informed that his or her driving privilege would be revoked, suspended, disqualified or denied as a result of his or her refusal.

9. The notice and order of suspension, revocation or disqualification has been delivered to the person named on the reverse side.

- ☒ Yes ☐ No Date Delivered 09/20/20

Attach (staple) a copy of breath test results, driver's license, Statement of Rights form and any relative documents pertaining to the arrest.

Officer Typ. WORN of ASP Badge # 298  
hereby swears, under penalty of perjury, that the information on the front and back of this form is true and correct:

Signature of Arresting Officer

Date

Arresting agency telephone number



# ARKANSAS STATEMENT OF RIGHTS

NAME OF SUBJECT AND DL # 915223090 Tommy Branch

DATE AND TIME OF INCIDENT 9/20/20 0425

## PART ONE - READ ALL SECTIONS TO SUBJECT AND HAVE SUBJECT INITIAL AND SIGN WHERE INDICATED

You are advised that any person who operates or is in actual physical control of a motorboat or motor vehicle in this state is deemed to have given consent to one (1) or more chemical tests of his or her breath, saliva, or urine for the purpose of determining the alcohol or controlled substance content of his or her breath or blood if the person is:

- (1) Involved in an accident while operating or in actual physical control of a motorboat on the waters of this state or a motor vehicle; or
- (2) The person is arrested for any offense arising out of an act alleged to have been committed while the person was driving or boating while intoxicated or driving or boating while there was an alcohol concentration of eight-hundredths (0.08) or more in the person's breath or blood; or
- (3) At the time the person is arrested for driving or boating while intoxicated, the law enforcement officer has reasonable cause to believe that the person, while operating or in actual physical control of a motorboat on the waters of this state or a motor vehicle, is intoxicated or has an alcohol concentration of eight-hundredths (0.08) or more in the person's breath or blood; or
- (4) **UNDER 21 ONLY** - The person is under the age of 21 and is arrested for any offense arising out of an act alleged to have been committed while the underage person was driving or boating while under the influence or driving or boating while there was an alcohol concentration of two-hundredths (0.02) but less than eight-hundredths (0.08) in his or her breath or blood; or
- (5) **UNDER 21 ONLY** - The person is under the age of 21 and is stopped by a law enforcement officer who has reasonable cause to believe that the underage person, while operating or in actual physical control of a motorboat on the waters of this state or a motor vehicle, is under the influence or has an alcohol concentration of two-hundredths (0.02) but less than eight-hundredths (0.08) in his or her breath or blood.

## HAVE SUBJECT INITIAL EACH SECTION

If you refuse to take a chemical test, **none will be given**, but you will subject yourself to the penalties provided by law, which includes, but is not limited to, the suspension or revocation of your driving privileges, and if you are a commercial driver's license holder, the disqualification of your commercial driving privileges.

If you choose to take a chemical test, and the results reflect an alcohol concentration of eight-hundredths (0.08) or more, or the presence of a controlled substance, or any other intoxicant, your driving privilege will be suspended or revoked, and if you are the holder of a commercial driver's license, your commercial driving privileges will be disqualified.

**CMV OPERATOR ONLY** - If you choose to take a chemical test, and the results reflect an alcohol concentration of four-hundredths (0.04) or more or the presence of a controlled substance or any other intoxicant for a violation occurring in a commercial vehicle, your commercial driving privileges will be disqualified.

**UNDER 21 ONLY** - If you are under age 21 and you choose to take a chemical test, and the results reflect an alcohol concentration of two-hundredths (0.02) but less than eight-hundredths (0.08), your driving privilege will be suspended or revoked.

If you take the chemical tests requested by law enforcement, you may also, at your own expense, have a physician, registered nurse, lab technician, or other qualified person of your choice administer an additional chemical test. The arresting law enforcement agency will assist you in obtaining such a test. If you choose to have an additional test, and are later found "Not Guilty" of a violation of The Omnibus DWI or BWI Act or the Underage DUI or BUI Law for this arrest, the arresting law enforcement agency will reimburse you for the cost of the additional test.

DO YOU UNDERSTAND ALL PARTS OF THESE RIGHTS? YES NO

Test chosen by officer (Circle One): Breath Urine Saliva

WILL YOU TAKE THE TEST? YES NO

Subject's Signature: \_\_\_\_\_ Officer's Signature and Date/Time: Tep. 9/20/20

## SECOND TEST - IF OFFICER DEEMS NECESSARY

Arkansas law permits an officer to require one or more chemical tests of the breath, urine, or saliva of a person arrested for driving or boating while intoxicated. Having taken my first test, you are now requested to submit to a second chemical test of your breath, urine, or saliva.

Test chosen by officer (Circle One): Breath Urine Saliva

WILL YOU TAKE THE SECOND TEST? YES NO

Subject's Signature: \_\_\_\_\_ Officer's Signature and Date/Time: \_\_\_\_\_

## PART TWO - TO BE COMPLETED BY OFFICER WHEN THE SUBJECT HAS TAKEN ALL TESTS IN PART ONE

Having taken the officer's tests, you have the right to an additional test or tests to determine the alcohol, controlled substance, or other intoxicant content of your breath or blood.

DO YOU WANT ANOTHER TEST AT YOUR OWN EXPENSE? YES NO

Subject's Signature: \_\_\_\_\_ Officer's Signature and Date/Time: Tep. 9/20/20 4:13 am

## PART THREE - OPTIONAL BLOOD TEST IF SUBJECT VOLUNTARILY CONSENTS

If you are asked whether you consent to a blood test, you understand that you do not have to consent to such a test. A blood test will not be taken unless you voluntarily agree or a search warrant is issued. Furthermore, you understand that, if you choose to withhold consent to a blood test, you will not suffer criminal penalties and your driving privileges will not be suspended or disqualified.

DO YOU VOLUNTARILY CONSENT TO TAKE A BLOOD TEST? YES NO

Subject's Signature: \_\_\_\_\_ Officer's Signature and Date/Time: \_\_\_\_\_

**Intox EC/IR-II: Subject Test**

Installation Certificate Number: 180

State of Arkansas  
PULASKI COUNTY S.O.  
Serial Number: 010773 Test Number: 4664  
Test Date: 09/20/2020  
Operator's Name: Worn, Anthony J  
Operator's Certification No.: 87247  
Place of Employment: ASP  
Date Observation Began: 09/20/2020  
Time Observation Began: 03:20  
Traffic Related: Yes  
Subject's Name: BRANCH, TOMMY D  
Subject's Date of Birth: 05/03/1973  
Driver's License Number: 915223090  
State of Issuance: AR  
Subject Involvement: Driver  
Date of Incident: 09/20/2020  
Time of Incident: 03:14  
County Occurred: PULA  
Accident: No  
Injury Involved: N/A  
Fatality Involved: N/A  
Requested By: Law  
Dry Gas Target: .099  
Lot Number: AG904501 Exp Date: 02/14/2021  
Tank Pressure: 311 psi

Test	g/210L	Time
DIAG	Pass	04:09
BLK	.000	04:10
STD	.099	04:11
BLK	.000	04:12
SUBJ	.182	04:13
BLK	.000	04:15
SUBJ	.188	04:16
BLK	.000	04:18

Smpl #	Durn (sec)	Vol (cc)	Time
1	4.36	1892	04:13
2	4.69	1701	04:16

**Success**

Final Result Time: 04:13 CDT

**Final Result: .182**

Operator Signature

Trp. [Signature]

Observed By:

Trp. [Signature]

Rights Read By:

Trp. [Signature]

[illegible]



COL. 1	COL. 2	COL. 3	COL. 4			COL. 5	COL. 6	COL. 7	COL. 8
TEST NO.	DATE	SUBJECT NAME (L/F/M/I)	REASON FOR TEST			TIME OF TEST	BREATH RESULTS 8/210 L	PRINT NAME AND NUMBER OF OPERATOR/ARRESTING OFFICER	CHARGE/REMARKS
			DWI	ACC.	OTHER				
	08-25-20	Oliver, Gregory	<input checked="" type="checkbox"/>			0007	Refused	Off J. W. Williams 4833	DWI/Refused
4650	8-25-20	Supernova Test			X	1212	APASS	Det. J. Daniel 2002	
4651	8-27-20	Gonzalez, Javier	X			2119	130	AGUILAR 35574	DWI
4652	8-28-20	Haynes, Tony		X		2035		Forrester 39368	DWI
4653	8/28-20	Hoyle, Warren	X			0938	Refused	D. Harris #76	Refused DWI
4654	9/01/20	Cleveland, MICHAEL	X			0051	N/A	S. HANCOCK 5812	DWI
4655	09/01/20	Cleveland, MICHAEL	X			0122	.124	S. HANCOCK 5812	DWI
4656	07/01/20	Radman, Michael R		X		1733	.091	T. Edgington 37264	DWI
4657	9/11/20	Supernova Test			X	0931	Ref. 100 PASS	Det. J. Daniel 2002	
4658	9/11/20	Diagnostic Test			X	0949	PASS	Det. J. Daniel 2002	
4659	9/11/20	Proficiency Test			X	0951	.04	Det. J. Daniel 2002	
4658	11/8/20	Holmes, Michael	<input checked="" type="checkbox"/>	X		1828	.221	Det. T. Nicholas 4805 (LAB ENTRY)	DWI
4660	9/12/20	Amato, Gabriel		X		0049	Refused	GATE 37970	DWI Refused
4661	9/12/20	Daniels, Lawrence	X			0050	.173	COV 39300	DWI
4663	9/20/20	RAMIREZ VICTORIANO F	X			0831	.263	PETTIT 35105 / CONNOLLY DEJESUS 37879 38717	DWI